1	ORDINANCE NO. 2022-577		
2 3 4 5 6	An ordinance of the City of Gainesville, Florida, amending section 26-196 of the City Code of Ordinances related to hours of operation of micromobility services; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.		
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8	WHEREAS, granting the director authority to extend the hours of operation beyond the		
9	hours prescribed in the ordinance is desireable to allow greater access to micromobility services		
10	WHEREAS, at least 10 days' notice has been given once by publication in a newspaper		
11	of general circulation notifying the public of this proposed ordinance and of public hearings to b		
12	held in the City Commission Auditorium, City Hall, City of Gainesville; and		
13	WHEREAS, the public hearings were held pursuant to the published notice described at		
14	which hearings the parties in interest and all others had an opportunity to be and were, in fact		
15	heard.		
16	NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE		
17	CITY OF GAINESVILLE, FLORIDA:		
18	<b>Section 1.</b> Sec. 26-196 of the Code of Ordinances of Gainesville, Florida is hereby		
19	amended to read as follows:		
20	Chapter 26 – TRAFFIC AND MOTOR VEHICLES		
21	ARTICLE VIIMICROMOBILITY SERVICES		
22	Sec. 26-196. Operation.		
23	(a) The micromobility service shall comply with federal and state law regarding		
24	placement and rental of micromobility devices, including the Americans with		
25	Disabilities Act.		

- (b) At any given time, the micromobility service must have 75% of its authorized fleet in operation.
- (c) The micromobility service may request an increase to its initial fleet in increments of up to 50 micromobility devices upon demonstration of use of at least 3 unique rides (meaning individual trips started) per device in the fleet per day over a consecutive 60 day period. Each request must include a rationale and analysis to justify the additional fleet size. Authorization of additional micromobility devices is at the discretion of the director and must be based upon utilization rates and the micromobility service's overall compliance with this article. If the director authorizes additional devices, the city will issue an amended permit to the micromobility service upon payment of additional permit fees and compliance with permit requirements as to the additional micromobility devices.
- (d) The director may cap the total number of micromobility devices permitted to operate within the city to 400 devices per micromobility service, or 1,200 total devices.
- (e) Micromobility services may allow operation of their micromobility devices between the hours of 6:00 A.M. to 10:00 P.M. The micromobility service is responsible for disabling its fleet each night. The micromobility service may redistribute its fleet beginning at 4:00 A.M. each day; however, the micromobility devices may not be enabled for public use until 6:00 A.M. The director may extend the hours of operation to be later than 10:00 P.M. and/or earlier than 6:00 A.M., and change the time micromobility services may redistribute their fleets each day accordingly. The

director shall maintain on file with the department the authorized hours of operation.

- (f) The micromobility service must ensure micromobility devices have a top motorpowered speed of 15 miles per hour or less.
- traffic, mishandling of the micromobility devices, requests from the public/stakeholders, criminal activity, construction, and special events, may create designated areas where micromobility devices may not be operated or where the maximum micromobility device operating speed must be reduced. The micromobility service must have the technology available to implement these requirements upon reasonable notice. The department will maintain a map reflecting areas where the micromobility devices may not be operated and where the speed of micromobility devices must be reduced. The micromobility service shall provide this map to its users.
- (h) The micromobility service support vehicles and staff shall be equipped with identification and proper safety equipment, including lighting, when deploying or removing micromobility devices in the right-of-way.
- (i) The micromobility service shall give the city 14 days' written notice before ceasing operations.
- **Section 2.** It is the intention of the City Commission that the provisions of Section 1 of this ordinance will become and be made a part of the Code of Ordinances of the City of Gainesville, Florida, and that the sections and paragraphs of this ordinance may be renumbered or relettered in order to accomplish such intentions.

1	Section 3. If any word, phrase, clause, paragraph, section or provision of this ordinance		
2	or the application hereof to any person or circumstance is held invalid or unconstitutional, such		
3	finding will not affect the other provisions or application of the ordinance which can be given		
4	effect without the invalid or unconstitutional provisions or application, and to this end the		
5	provisions of this ordinance are declared severable.		
6	Section 4. All ordinances or parts of ordinances, in conflict herewith are to the extent of		
7	such conflict hereby repealed.		
8	Section 5. This ordinance will become effective immediately upon final adoption.		
9	PASSED AND ADOPTED this day of	, 2022.	
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12		LAUREN POE, MAYOR	
13	Attest:	Approved as to form and legality:	
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15			
16			
17	OMICHELE D. GAINEY,	DANIEL M. NEE,	
18 19	CITY CLERK	INTERIM CITY ATTORNEY	
20	This ordinance passed on first reading this day	of , 2022.	
21 22 23	This ordinance passed on second reading this da	y of , 2022.	